

SPECIFIC WAIVER COVER SHEET
CALIFORNIA STATE BOARD OF EDUCATION
MARCH 2003 AGENDA
Item No. WC-4

TITLE: Request by four school districts for a renewal to waive <i>Education Code</i> Section 49550, the State Meal Mandate during the summer school session.	<div>_____ ACTION</div> <div>_____ INFORMATION</div> <div>_____ PUBLIC HEARING</div> <div><u> X </u> CONSENT</div>
CDSIS: 11-12-2002 Foresthill Union School District 21-01-2003 Elk Hills School District 03-02-2003 McKittrick School District 23-1-2003 Lowell Joint School District	

RECOMMENDATION:

The Department recommends:

☒ Approval

☐ Denied

Summary of Previous State Board of Education Discussion and Action:

The State Board approved a school meal waiver request for Summer 2002. State Board guidelines allow for a waiver to be renewed if the waiver was approved for the prior year and circumstances in the district have not changed.

Summary of Key Issue(s):

The California Education Code (EC) Section 49550 states that each needy child that attends a public school be provided a nutritionally adequate free or reduced-price meal every school day. The following districts have requested that the waiver of EC Section 49550 be renewed for the Summer 2003 and have certified that conditions in the district that precipitated the original waiver request have not changed. EC Section 49548 allows a waiver of EC Section 49550 during summer school if the district seeking the waiver has met at least two of the following four criteria:

The summer school session is less than four hours duration and is completed by noon;

Less than ten percent of needy pupils attending the summer session are at the school site for more than three hours per day;

A Summer Food Service Program site is available within the school attendance area;

Serving meals during the summer school session would result in a financial loss to the school district in an amount equal to one-third of the food service net cash resources or, if those cash resources are nonexistent, an amount equivalent to one month's operating cost.

Agreement Number:	District(s):	Effective Period:	Local Board Approval:	Waiver Number:
31-66837-0000000-01	Foresthill Union S. D.	06/09/03-08/08/03	12/10/02	11-12-2002
15-63446-0000000-01	Elk Hills S. D.	06/16/03-07/11/03	01/14/03	21-1-2003
19-64766-0000000-01	Lowell Joint S. D.	06/16/03-07/11/03	01/13/03	23-1-2003
15-63651-0000000-01	McKittrick S. D.	06/09/03-07/07/03	02/11/03	3-2-2003

Authority for the waiver: *Education Code* Section 49558

Bargaining unit(s) consulted on: **Not required**

Position of bargaining unit (choose only one):

☐

Neutral

☐

Support

☐

Oppose

Name of bargaining unit representative: **None**

Local board approval date: 12/10/02 and 01/14/03 and 01/13/03 and 02/11/03

Effective dates of request: 06/09/03-08/08/03 and 06/16/03-07/11/03 and 06/16/03-07/11/03 and 06/09/03-07/07/03

Fiscal Analysis (as appropriate): The approval of the renewal waivers will have no impact on local or state finances.

Background Information:

Waiver request forms and supporting documents are available for inspection in the Waiver Office. In cases where a request is recommended for denial, documentation is attached to this Executive Summary.